



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/734,640	12/15/2003	Bruno de Lignieres	029488-0111

CONFIRMATION NO. 9061

22428  
 FOLEY AND LARDNER  
 SUITE 500  
 3000 K STREET NW  
 WASHINGTON, DC 20007

## FORMALITIES LETTER



\*OC000000012145681\*

Date Mailed: 03/19/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

12/09/2004 SDIRETA1 00000002 190741 10734640

FILED UNDER 37 CFR 1.53(b)

01 FC:2001 395.00 DA  
 02 FC:2051 65.00 DA  
 03 FC:2255 1040.00 DA

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$900 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

10/20/2004 EFLORES 00000124 10734640

01 FC:1001 790.00 DA  
 02 FC:1051 130.00 DA

Adjustment date: 12/09/2004 SDIRETA1  
 10/20/2004 EFLORES 00000124 190741 10734640  
 01 FC:1001 790.00 CR  
 02 FC:1051 130.00 CR

12/09/2004 SDIRETA1 00000002 10734640

01 FC:2001 395.00 DA  
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 03 FC:2255 1040.00 DA



Dep & Ref  
Room # 307  
Atty. Dkt. No. 029488-0111

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

NOV 03 2004 15 2:51

Applicant: Bruno DE LIGNIERES  
Title: TREATMENT OF MASTALGIA WITH 4-HYDROXY TAMOXIFEN  
Appl. No.: 10/734,640  
Filing Date: 12/15/2003  
Examiner: Unassigned  
Art Unit: 1614

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ASSERTION OF SMALL ENTITY STATUS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.27(c)(1), Applicant hereby asserts entitlement to small entity status in the above-identified application.

Not more than three months ago, on Monday, October 18, 2004, Applicant paid a fee in the amount of \$3,000.00 to cover the basic filing fee along with a five month extension of time fee for this application at the large entity rate. Pursuant to 37 C.F.R. §1.28(a), Applicant hereby requests a refund of \$1,500.00, which is 50% of the fee paid (i.e. the "excess amount"). Please credit this amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date 2 November 2004

By Stephen A. Bent

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5404  
Facsimile: (202) 672-5399

Stephen A. Bent  
Attorney for Applicant  
Registration No. 29,768



Atty. Dkt. No. 029488-0111

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Bruno DE LIGNIERES  
Title: TREATMENT OF MASTALGIA WITH 4-HYDROXY  
TAMOXIFEN  
Appl. No.: 10/734,640  
Filing Date: 12/15/2003  
Examiner: Unassigned  
Art Unit: 1614

Adjustment date: 12/09/2004 SDIRETA1  
10/20/2004 EFLORES 00000124 190741 10734640  
03 FC:1255 2080.00 CR

**TRANSMITTAL OF MISSING PARTS  
OF PATENT APPLICATION**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Application mailed March 19, 2004, in the above-identified application, transmitted herewith are the missing parts to complete the filing of the subject patent application.

Enclosed are:

☒ Declaration and Power of Attorney (3 pages)

Any attached specification is a copy of the specification and any amendments thereto which were filed in the U.S. Patent and Trademark Office in order to obtain a filing date for the application.

☒ Return Copy of Notice to File Missing Parts

☐ Translation

☐ Drawings

☐ Preliminary Amendment

10/20/2004-EFLORES 00000124 190741 10734640

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02 FC:1051 130.00 DA

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002.1280503.1

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01 FC:2001 395.00 DA  
02 FC:2051 65.00 DA  
03 FC:2255 1040.00 DA

10/20/2004 EFLORES 00000124 10734640

03 FC:1255 2080.00 DA